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IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

APPEAL FROM ORDER No 458 of 2001

For Approval and Signature:

Hon'ble MR.JUSTICE SHARAD D.DAVE

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

LUPIN LABORATORIES LTD.

Versus

COMMERCIAL MANAGER (GEB)

Appearance:

1. Appeal from Order No. 458 of 2001

NANAVATI ASSOCIATES for Petitioner No. 1

MR NK MAJMUDAR for Respondents No. 1-2

CORAM : MR.JUSTICE SHARAD D.DAVE

Date of decision: 14/12/2001

ORAL JUDGEMENT

Rule. Mr. N.K. Majmudar, LA for the respondents waives the service of rule.

2. With the consent of the Ld. Advocates for the parties and the consensus arrived at between the parties, the appellant agrees to deposit Rs.8 lacs towards the communication dtd. 7.8.2000. The parties have further agreed to dispose of the suit at the earliest by filing pleadings. Accordingly the parties are directed to file their pleadings as early as possible with the Trial Court. The Trial Court is hereby directed to dispose of the Spl.Civil Suit No. 257 of 2000, pending in the Court of District Court, Bharuch, preferable before 31st July, 2002 but not later than 31st December, 2002 on receipt of writ.

3. The appellant is hereby directed to deposit Rs. 8 lacs in three equal installments. First instalment will be payable on 5th January, second will be on 20th January, and 3rd will be on 5th February 2002. Further the respondent is directed not to disconnect the power supply of the appellant, till the final out come of the suit. If the appellant fails to deposit the ordered amount within the prescribed time limit, the respondent GEB will be at liberty to disconnect the power supply.

4. Accordingly, this appeal shall stand disposed of. Rule made absolute. In view of the order passed in AO, CA shall stands disposed of.

[SHARAD D. DAVE, J]

snt./